



17236 U.S. PTO

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PTO/SB/05 (08-03)

Approved for use through 07/31/2006. OMB 0651-0032

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UTILITY
PATENT APPLICATION
TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	02-5007/CIP
First Inventor	John R. Cowen
Title	PIVOTAL JOYSTICK BASE
Express Mail Label No.	EU610717450US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 27]
(preferred arrangement set forth below)
- Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 9]
5. Oath or Declaration [Total Sheets 3]
- a. ☒ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
- i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ Paper
- c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☒ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: Copy of Original App & Drawings.....

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No.: 10/162,104

Prior application information:

Examiner _____

Art Unit: _____

For CONTINUATION OF DIVISIONAL APPS only; The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☐ Customer Number: _____ OR ☒ Correspondence address below

Name	Edward M. Livingston				
Address	963 Trail Terrace Drive				
City	Naples	State	FL	Zip Code	34103
Country	USA	Telephone	239-262-8502	Fax	239-261-3773

Name (Print/Type)	Edward M. Livingston	Registration No. (Attorney/Agent)	28,523
Signature		Date	23 Oct 2005

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 475

Complete if Known

Application Number
Filing Date
First Named Inventor John R. Cowen
Examiner Name
Art Unit
Attorney Docket No. 03-5007/CIP

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number
Deposit Account Name

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	385
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$ 385

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
30	-20** = 10	9	90
Independent Claims	2	-3** = 0	0
Multiple Dependent	0		0

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 90

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES


Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0

SUBMITTED BY

Name (Print/Type)	Edward M. Livingston	Registration No. (Attorney/Agent)	28,523	Telephone	239-262-8502
Signature				Date	23 Oct 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

LAW OFFICES
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800-548-4332
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October 23, 2003

VIA U.S. EXPRESS MAIL/POST
OFFICE TO ADDRESSEE NO.: EU610717450US EU 610717450 US

Mail Stop CIP
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Applicant: John R. Cowen
Application No.: 10/162,104 filed June 3, 2002
Examining Attorney:
Art Unit:
Atty. Doc. No.: 02-5007/CIP

Dear Sir:

With regard to the above captioned matter, please find enclosed herewith the following:

1. Utility Patent Application Transmittal;
2. Continuation-In-Part Application;
3. A check in the sum of \$475.00 to cover the filing fees for the above;
4. Preliminary Amendment Accompanying CIP Application with attached:
 - a. Version with Markings to Show Changes to Specification;
 - b. Clean Version of Specification as Amended; and
 - c. Replacement Drawing Pages 1-9.
5. Combined Declaration and Power of Attorney;
6. True and correct copy of original patent application and drawings; and
7. Fee Transmittal Form.

Please stamp the enclosed postcard acknowledging receipt of the above and return it to our office.

October 23, 2003

Page 2

Should you have any questions, please do not hesitate to contact the undersigned.

Respectfully submitted,



Edward M. Livingston
Pat. Atty. Reg. No. 28,523

EML:amv

Enclosures: Listed above
Postcard

pc: Applicant (w/ encs.)

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
UNDER 37 C.F.R. 1.10

I HEREBY CERTIFY that this letter of transmittal and documents described therein are being deposited with the United States Postal Service by "Express Mail Post Office to Addressee" service, U.S. Express Mail No. EU610717450US, on the 23rd day of October, 2003, addressed to Mail Stop CIP, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Legal Assistant

UNITED STATES COMMISSIONER OF PATENTS AND TRADEMARKS

IN RE: Application of : John R. Cowen
 CIP of App. No. : 10/162,104 filed on 06-03-2002
 For : Pivotal Joystick Base
 Atty. Doc. No. : 02-5007/CIP

Examiner:
Art Unit: 3636

Mail Stop CIP
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CONTINUATION-IN-PART APPLICATION (CIP)
(Original Application Not To Be Abandoned)

Dear Sir:

This is a request for filing a Continuation-in-Part Application under 37 *CFR* 1.60, for prior application Serial No.: 09/966,622, filed on October 1, 2001, entitled "PIVOTAL JOYSTICK BASE," as amended by the following named inventor:

JOHN R. COWEN
475 Carica Road
Naples, FL 34108

Citizenship: United States of America

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination proceedings has occurred. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

Applicant further states:

1. A Preliminary Amendment Accompanying Continuation-in-Part (CIP) is being filed simultaneously herewith and is attached to this CIP and incorporated herein by reference.

2. The filing fee accompanying this application is calculated as follows:

Basic Fee	\$385.00
Additional fees:	
Total no. of claims in excess of 20, @ \$9.00/each: (10)	90.00
Number of Independent claims in excess of 3, @ \$42.00/each: (0)	0.00
Multiple Dependent claims @ \$140.00/each: (0)	<u>0.00</u>
TOTAL FILING FEE	\$475.00

A check in the amount of \$475.00 is enclosed to cover the above filing fee.

3. Please amend the specification by inserting before the first paragraph the following:

CROSS-REFERENCE TO RELATED APPLICATION

This application claims the benefit of provisional application filed October 24, 2002 and is a continuation in part of application number 10/162,104, filed June 3, 2002.

4. The Statement Claiming Small Entity Status is still applicable.


5. Another "Combined Declaration and Power of Attorney" for this

continuation-in-part application is enclosed and the power of attorney remains the same as in the prior application granted to Edward M. Livingston, Esq., Patent Attorney Reg. No. 28,523 and further includes Angela M. Villanueva, No. 53,724.

Please address all future communications to:

Edward M. Livingston, P.A.
963 Trail Terrace Drive
Naples, FL 34103

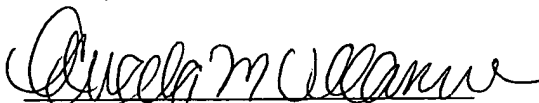
Respectfully submitted,
John R. Cowen, Applicant

By: 
Edward M. Livingston, Esq.
Edward M. Livingston, P.A.
963 Trail Terrace Drive
Naples, FL 34103
(239) 262-8502

Attorney for Inventor/Applicant
Patent Attorney Reg. No.: 28,523

CERTIFICATE OF MAILING by "EXPRESS MAIL" UNDER 37 CFR 1.10

I HEREBY CERTIFY that the above Continuation-in-Part Application is being deposited with the United States Postal Service by "Express Mail Post Office to Addressee" service, U.S. Express Mail No. EU610717450US, on the 3rd day of October, 2003, addressed to Mail Stop CIP, Commissioner of Patents P.O. Box 1450, Alexandria, VA 22313-1450.


Legal Assistant